

REMARKS

Claims 1-18 are pending in this application. The original patent (US 5,940,600) issued with claims 1-11. Claims 12-17 were added with the preliminary amendment filed August 17, 2001. Claim 18 is added with this amendment.

Claims 1-17 are rejected as being based upon a defective reissue declaration under 35 U.S.C. §251. The Examiner stated that the reissue oath/declaration filed with the application failed to identify at least one error which is relied upon to support the reissue application. In response, the reissue declaration has been revised to recite that a basis for the reissue application is "[t]he failure to claim or to further claim subject matter disclosed in the specification pertaining to a method for handling data transmitted on an isochronous channel using a linked list of buffers that includes the use of a condition field in each buffer." This particular limitation is disclosed in the specification, and the Examiner has noted that this particular limitation does not appear to be present in the prior art. Support for this limitation is found in the specification column 8, lines 33-57.

The Examiner rejected claims 1-6, and 8-11 under 35 U.S.C. §102(e) as being anticipated by Smyers. In response, independent claims 1, 8, and 9 are amended to include the limitation of a linked list of buffers, each buffer comprising a condition field among other fields. As noted, the Examiner stated that this limitation does not appear to be present in the prior art. Accordingly, claims 1-6, and 8-11 are now allowable.

The Examiner stated that the limitations of claim 7 also do not appear to be present in the prior art. Claim 7 is amended to read as an independent claim that incorporates all of the limitations of former dependent claim 7, including the limitations of its base claim and any intervening claims. Thus, claim 7 is now in condition for allowance.

The Examiner stated that claims 12-17 include limitations relating to the use of a condition field in each buffer that is not present in the prior art. Thus, claims 12-17 are in condition for allowance.

In view of the foregoing remarks, Applicants respectfully submit that the claims presently in this case are now in condition for allowance. The Examiner is invited to contact the undersigned to advance prosecution of this case.

Respectfully submitted,

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